



United States Department of the Interior

BUREAU OF LAND MANAGEMENT FILLMORE FIELD OFFICE

35 East 500 North
Fillmore, UT 84631

<http://enbb.blm.interwebdesign.com>



IN REPLY REFER TO:
3800
(U-010)
UTU-075879
UTU-075856

September 13, 1999

CERTIFIED MAIL # Z 416 015 349
RETURN RECEIPT REQUESTED

JOHN HOLFERT
997 CHAPEL DRIVE #4
BOUNTIFUL UT 84010

Dear Mr. Holfert:



Recent correspondence from the Utah Division of Oil, Gas and Mining (UDOGM) indicates that Mike and Sandra Sprunger recently transferred reclamation responsibility for the Cubical 7 claim to Utah Mineral & Fossil, Inc (UMI). Due to the Memorandum of Understanding between UDOGM and us, we would normally accept the transfer, and consider UMI to be responsible for the reclamation. However, on September 13, 1999, we made a phone call to the State of Utah, Department of Commerce, Division of Corporations, which revealed that UMI was involuntarily dissolved on November 1, 1998. The other corporation under which you submitted a Plan of Operations for the site, World Wide Mineral & Fossil, Inc., was involuntarily dissolved on August 1, 1999.

43 CFR 3809.0-5(g and h) defines an operator as "a person conducting or proposing to conduct operations", and a person as "any citizen of the United States or person who has declared the intention to become such, and includes any individual, partnership, corporation, association, or other legal entity." A dissolved corporation does not meet any of those definitions.

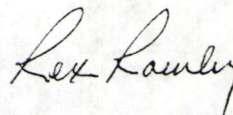
On September 2, 1999, you were observed at the site and admitted to Larry Garahana of this office that you had very recently used a tracked excavator to backfill the disturbance. Since you have redisturbed the site, we consider you as an individual to be solely responsible for the reclamation of the disturbance. Since you have established a Record of Noncompliance, you must submit a

Plan of Operations and a bond before any further activity takes place at the site.

Also, the Plan of Operations serialized UTU-075856 for your RB (UMC's 363796-7) claims was filed with World Wide Mineral & Fossil as the operator. This Plan is still pending due to the fact that you have not yet submitted the required bond. This plan will not be approved until the bond is in place, and a legal entity designated as the operator.

If you have any questions, please feel free to contact Larry Garahana at (435)743-3125, or Sheri Wysong at (435)743-3124.

Sincerely,



Rex Rowley
Field Manager

cc: Tom Munson, UDOGM (S/023/061 and S/023/062)
Mike and Sandra Sprunger, PO Box 38054, Leamington, UT 84638